

OFFICIAL

86th Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED
as Network Rail

and

FIRST GREATER WESTERN LIMITED
as Train Operator

relating to the Track Access Contract (Passenger Services)
dated 4th March 2016

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THIS 86TH SUPPLEMENTAL AGREEMENT is dated 8th December 2022 and made

1. INTERPRETATION

In this Supplemental Agreement:

- (A) Words and expressions defined in and rules of interpretation set out in the Contract shall have the same meaning and effect when used in this Supplemental Agreement except where the context requires otherwise;
- (B) “Effective Date” means 0200hrs on 11th December 2022.

BETWEEN:

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, a company registered in England under number 2904587 having its registered office at 1 Eversholt Street, London NW1 2DN (“Network Rail”); and”
- (2) **FIRST GREATER WESTERN LIMITED**, (the “Train Operator”), a company registered in England under number 05113733 having its registered office at Milford House, 1 Milford Street, Swindon SN1 1HL.

WHEREAS:

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 4th March 2016 on terms approved, and pursuant to directions issued, by ORR under section 17 of the Act which has been amended by various Supplemental Agreements, each in a form approved by ORR pursuant to section 22 of the Act (the “Contract”).
- (B) The parties propose to enter into this Supplemental Agreement in order to provide 90-day period rights for timetable changes as set out in Annex 1.

IT IS HEREBY AGREED as follows:

2. EFFECTIVE DATE AND TERM

The amendments to the Contract pursuant to this Supplemental Agreement shall have effect from the Effective Date and shall expire ninety days later.

3. ORR – GENERAL APPROVAL

This Supplemental Agreement is entered into pursuant to the Passenger Access (Short Term Timetable and Miscellaneous Changes) General Approval 2009.

4. AMENDMENTS TO THE CONTRACT

In Schedule 5 Table 2.2 the entries for Service Groups EF07, EF08 and EF10 shall be deleted and replaced with those set out in Annex 1.

5. GENERAL

The parties agree that the Contract, as amended by this Supplemental Agreement, shall remain in full force and effect in accordance with its terms, and during the period in which the amendments made by this Supplemental Agreement are to have effect, all references in the Contract to “the contract” or, as the case may be, the “Agreement”, “herein”, “hereof”, “hereunder” and other similar expressions shall, unless the context requires otherwise, be read and construed as a reference to the Contract as amended by this Supplemental Agreement.

6. THIRD PARTY RIGHTS

No person who is not a party to this Supplemental Agreement shall have any right under the Contracts (Rights of Third Parties) Act 1999 to enforce any term of this Supplemental Agreement.

7. LAW

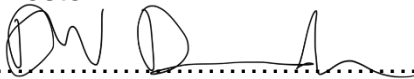
This Supplemental Agreement shall be governed by, construed and given effect to in all respects in accordance with English Law.


8. COUNTERPARTS

This Supplemental Agreement may be executed in two counterparts which, taken together, shall constitute one and the same document. Either party may enter into this Supplemental Agreement by signing either of such counterparts.

IN WITNESS of which the duly authorised representatives of Network Rail and the Train Operator have executed this Supplemental Agreement on the date first above written.

SIGNED by David Davidson, Route Director, Western.

Print name..... 
Duly authorised for and on behalf of
NETWORK RAIL INFRASTRUCTURE LIMITED


SIGNED by.....
Richard Rowland
Print name.....
Duly authorised for and on behalf of
FIRST GREATER WESTERN LIMITED

ANNEX 1

Table 2.2: Additional Passenger Train Slots

1					2		
Service Group EF07							
Service Description READING AND OXFORD SUBURBAN					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Oxford	Moreton-in-Marsh		EF07.201	25524005	1	0	0
Didcot Parkway	Oxford		EF07.202	25513005	1	0	0
Oxford	Didcot Parkway		EF07.203	25513005	2	0	0
Oxford	Banbury		EF07.204	25514005	1	0	0
Evesham	Moreton-in-Marsh		EF03.205	25524005	1 ⁴	0	0

1					2		
Service Group EF08							
Service Description THAMES VALLEY BRANCHES					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Reading	Twyford	-	EF08.201	25511007	1	0	0
Twyford	Reading	-	EF08.202	25511007	0	1 ¹	1 ¹

Notes to Table:

¹ Will not operate when routine maintenance access is required

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1					2		
Service Group EF10							
Service Description BRISTOL SUBURBAN					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Worcester Shrub Hill	Gloucester		EF10.202	25484001	0	1	0
Cheltenham Spa	Worcester Shrub Hill		EF10.203	25484001	0	1	0
Worcester Foregate Street	Worcester Shrub Hill		EF10.204	25484001	1	0	0

Notes to Table:

None